

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2015-001984-003 DT

12/11/2015

HONORABLE HUGH HEGYI

CLERK OF THE COURT
S. Radwanski
Deputy

STATE OF ARIZONA

JORDYN R RAIMONDO

v.

ANTONIO ANDREAS RODRIGUEZ (003)
DOB: 7/14/1996

W MICHAEL ATKINS

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

8:58 a.m.

Courtroom CCB 1104

State's Attorney:	Josh Maxwell for Jordyn Raimondo
Defendant's Attorney:	Michael Atkins
Defendant:	Present

Court Reporter, Tara Kramer, is present.

A record of the proceeding is also made by audio and/or videotape.

This is the time set for Oral Argument on the Defendant's December 1, 2015 Motion to Quash Warrant and Reset Sentencing (hereafter referred to as the "Motion") and Status Conference to reset Sentencing.

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The Defendant's warrant having been executed when he was taken into custody on a separate matter,

IT IS ORDERED denying the Defendant's Motion as Moot.

Discussion is held.

Upon agreement of the parties,

The Court will proceeding with Sentencing at this time.

Count(s) 3: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 3 (As Amended) Theft
Class 6 Undesignated Felony
A.R.S. § 13-1801, 13-1802, 13-604, 13-701, 13-702, 13-801, and 13-802
Date of Offense: March 24, 2015
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 3 Probation Term: 3 Years

To begin December 11, 2015.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8: Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 3 - \$65.00 per month, beginning March 1, 2016.

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PROBATION ASSESSMENT: Count 3 - \$20 payable on March 1, 2016.

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings for the length of the Defendant's term of probation. The Court advises the State to submit any restitution requests to the Court within six (6) months of this date.

Condition 16: Not consume or possess any substances containing alcohol.

Condition 18: Count 3: Be incarcerated in the county jail for 2 month(s), beginning October 11, 2018 with credit for 5 day(s) served.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Defendant shall be screened for Work Furlough.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

Condition 22: Other: Defendant shall not have any contact with co-Defendants, Tylor Harrison and Michelle Knight.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

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Count(s) 3: Term #18 is a deferred jail term. If Defendant is in non-compliance with the terms of probation imposed and is ordered to serve this jail term as directed by the Adult Probation Officer, the Defendant shall self-surrender to the custody of the Maricopa County Sheriff and authorizing the Sheriff to carry out the term of incarceration as imposed by the Court.

IT IS FURTHER ORDERED Defendant be released from custody for this case only.

IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

9:14 a.m. Matter concludes.

IT IS ORDERED that defense counsel shall preserve defendant's file for post-conviction relief purposes. If defense counsel receives notice that defendant is seeking post-conviction relief, counsel shall prepare the file for delivery to PCR counsel and shall make timely arrangements for the exchange thereof when notified. Further, upon exchange of the file, defense counsel shall file with the court a Notice of Compliance that shall, at a minimum, include date of compliance, recipient of the file, and an itemization of contents of the file. A copy of the Notice shall be provided to PCR counsel, the State and the PCR Unit.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE HUGH HEGYI
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)